LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 6291
BILL NUMBER: SB 443

NOTE PREPARED: Dec 18, 2012
BILL AMENDED:

SUBJECT: Sentence Modification.

FIRST AUTHOR: Sen. Stoops
FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: **X** **GENERAL**
DEDICATED
FEDERAL

IMPACT: State & Local

Summary of Legislation: This bill permits a court to modify the sentence of a convicted person more than one year after sentencing without the consent of the prosecuting attorney if: (1) the convicted person is eligible for placement in a community corrections program; and (2) the court places the convicted person in a community corrections program.

Effective Date: July 1, 2013.

Explanation of State Expenditures: This bill can potentially reduce prison population, depending on local actions. If the sentences of some offenders are modified and these offenders are permitted to serve a portion of their term of incarceration in a community corrections program, the Department of Correction (DOC) population might be reduced.

Explanation of State Revenues:

Explanation of Local Expenditures: Community corrections programs are funded by a combination of state, local, and user fees. These programs, which are organized either on a single- or multi-county level, provide extensive supervision and treatment programs for nonviolent felons and misdemeanants.

As of December 2012, 80 of Indiana's counties had community corrections programs. Since 2010, the following counties have added community corrections programs: DeKalb, Hendricks, Jefferson, Sullivan, Jennings, and Rush.

Explanation of Local Revenues:

State Agencies Affected: Department of Correction.

Local Agencies Affected: Counties with community corrections programs.

Information Sources: Department of Correction.

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